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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/849,715	05/04/2001	Bilhan Kirbas	UTL 00013	9648
32968 7590 08/30/2010 KYOCERA INTERNATIONAL INC. INTELLECTUAL PROPERTY DEPARTMENT P.O. BOX 928289 SAN DIEGO, CA 92192				
EXAMINER				
DANIEL JR, WILLIE J				
ART UNIT		PAPER NUMBER		
2617				
MAIL DATE		DELIVERY MODE		
08/30/2010		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Advisory Action**  
**After the Filing of an Appeal Brief**

Application No.	Applicant(s)	
09/849,715	KIRBAS ET AL.	
Examiner	Art Unit	
WILLIE J. DANIEL JR	2617	

**--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

The reply filed 09 July 2010 is acknowledged.

1. ☐ The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:

a. ☐ The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).

b. ☐ The affidavit or other evidence is not timely filed before the filing of an appeal brief.  
See 37 CFR 41.33(d)(2).

2. ☐ The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences for further consideration of rejection (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. ☒ The reply is entered. An explanation of the status of the claims after entry is below or attached.

4. ☒ Other: In response to applicant's communication filed on 09 July 2010, the Examiner acknowledges the communication and interprets the comments on pg. 6 to further include claims 59-62 are withdrawn. Claims rejected are 46, 48, and 63-67. No claims are allowed or objected to.

/Charles N. Appiah/  
Supervisory Patent Examiner, Art Unit 2617